

SENATE BILL 822

M3, L1
SB 12/1SS11 – SRU

2lr1463
CF HB 487

By: **Senators Pipkin, Colburn, Glassman, Jacobs, and Shank**

Introduced and read first time: February 3, 2012

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Environment – Watershed Implementation Plan – County Implementation**

3 FOR the purpose of providing that a local jurisdiction may not be required to
4 implement certain activities or strategies of a State Watershed Implementation
5 Plan unless certain funding is provided; defining certain terms; and generally
6 relating to the local implementation of certain activities or strategies of a State
7 Watershed Implementation Plan.

8 BY adding to

9 Article – Environment

10 Section 4–801 and 4–802 to be under the new subtitle “Subtitle 8.
11 Implementation of the Chesapeake Bay Total Maximum Daily Load”
12 Annotated Code of Maryland
13 (2007 Replacement Volume and 2011 Supplement)

14 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
15 MARYLAND, That the Laws of Maryland read as follows:

16 **Article – Environment**

17 **SUBTITLE 8. IMPLEMENTATION OF THE CHESAPEAKE BAY TOTAL MAXIMUM**
18 **DAILY LOAD.**

19 **4–801.**

20 (A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS
21 INDICATED.

22 (B) (1) “BAY TMDL” MEANS THE TOTAL MAXIMUM DAILY LOAD
23 (TMDL) FOR THE CHESAPEAKE BAY ESTABLISHED UNDER THE FEDERAL

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **CLEAN WATER ACT BY THE U.S. ENVIRONMENTAL PROTECTION AGENCY ON**
2 **DECEMBER 29, 2010.**

3 **(2) "BAY TMDL" INCLUDES ANY MODIFICATIONS TO THE BAY**
4 **TMDL MADE BY THE U.S. ENVIRONMENTAL PROTECTION AGENCY.**

5 **(C) (1) "WIP" MEANS A STATE WATERSHED IMPLEMENTATION PLAN**
6 **(WIP) APPROVED BY THE U.S. ENVIRONMENTAL PROTECTION AGENCY TO**
7 **IMPLEMENT THE BAY TMDL WITHIN THE STATE.**

8 **(2) "WIP" INCLUDES ANY MODIFICATIONS MADE BY THE STATE**
9 **TO A WIP.**

10 **4-802.**

11 **A LOCAL JURISDICTION MAY NOT BE REQUIRED TO IMPLEMENT A WIP**
12 **ACTIVITY OR STRATEGY UNLESS FUNDING SUFFICIENT TO PAY FOR THE TOTAL**
13 **COST OF THE ACTIVITY OR STRATEGY IS PROVIDED BY THE STATE OR FEDERAL**
14 **GOVERNMENT.**

15 **SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect**
16 **October 1, 2012.**